

1 IN THE UNITED STATES DISTRICT COURT  
2

3 FOR THE NORTHERN DISTRICT OF CALIFORNIA  
4

5 JOSEPH ARTHUR RODRIGUEZ,  
6

No. C 05-5068 SBA (PR)

7 Plaintiff,  
8

v.  
9

M. S. EVANS, et al.,  
10

Defendant.  
11

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**ORDER DIRECTING UNITED STATES  
MARSHAL TO PERSONALLY SERVE  
DEFENDANT F. NINO PURSUANT TO  
FRCP 4(e)(2)**

12 This Order concerns the matter of service upon Defendant F. Nuno, identified by Plaintiff as  
13 a correctional officer at Salinas Valley State Prison (SVSP).  
14

15 Good cause appearing therefor, the United States Marshal is hereby ORDERED to attempt to  
16 effect personal service upon Defendant Nuno. The United States Marshal shall serve Defendant  
17 Nuno "personally" or serve an agent of Defendant Nuno "authorized by appointment or by law to  
18 receive service of process." Fed. R. Civ. P. 4(e)(2).  
19

20 The Clerk shall provide the United States Marshal with the necessary summons and copies  
21 of: (1) the complaint (docket no. 1) as well as copies of all attachments thereto; and (2) a copy of  
22 this Order. The United States Marshal shall attempt personal service at that address within **fourteen**  
23 **(14) days**. The Clerk shall include on the summons form, USM 285, the following special  
24 instructions:  
25

26 Pursuant to Rule 4(e)(2), the United States Marshal shall serve Correctional Officer  
27 F. Nuno "personally" or serve an agent of Correctional Officer F. Nuno "authorized  
28 by appointment or by law to receive service of process." Fed. R. Civ. P. 4(e)(2). The  
address for such service shall be at Wasco State Prison, 701 Scofield Avenue, Wasco,  
CA 93280.

IT IS SO ORDERED.  
25

DATED: 1/26/09  
26

  
27  
28  
SAUNDRA BROWN ARMSTRONG  
United States District Judge

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4  
5  
6 RODRIGUEZ,  
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8 v.  
9 EVANS et al,  
10 Defendant.

Case Number: CV05-05068 SBA

**CERTIFICATE OF SERVICE**

11  
12 I, the undersigned, hereby certify that I am an employee in the Office of the Clerk, U.S. District Court,  
Northern District of California.

13 That on January 27, 2009, I SERVED a true and correct copy(ies) of the attached, by placing said  
14 copy(ies) in a postage paid envelope addressed to the person(s) hereinafter listed, by depositing said  
15 envelope in the U.S. Mail, or by placing said copy(ies) into an inter-office delivery receptacle located  
in the Clerk's office.

16  
17 Joseph Arthur Rodriguez K66400  
18 California Correctional Institution  
P.O. Box 1902  
19 Tehachapi, CA 93581

20 Dated: January 27, 2009

21 Richard W. Wiekking, Clerk  
By: LISA R CLARK, Deputy Clerk